

1891-007 Chancery Causes: William S. Hickam vs. James C. Scott &c
Lee Co.

CA-Debt
T-Property

To the Hon. H. S. K. Morrison Judge of the
Circuit Court of Lee County Virginia:

Humbly commending your Orator
William S. Hickam would respectfully re-
present, that on the 23rd day of Oct. 1886,
he obtained a judgment at law before John Liddle
one of the justices of the peace for said County of Lee
against James C. Scott and John W. Scott for the
sum of \$84.07 with legal interest thereon from
the 20th day of Dec. 1886, till paid, and the cost,
amounting to \$1.50 and this judgment is herewith
filed as part her of marked (A)

Your Orator states that each and every part
of said judgment is still unpaid, and is now due
him no part thereof having ever been paid either by
the said J. C. or J. W. Scott:

Your Orator further states that an execution was
issued upon said judgment and placed in the
hands of the proper officer to be levied and col-
lected according to law, but instead of doing so, the
same was returned "No property found to satisfy the same"

Your Orator states that the said James C. Scott does
not own any land of which he has any knowledge
but that the said John W. Scott is the owner and in
the possession of a valuable tract of land on which he
now lives supposed to contain acres, lying and
being in said County of Lee, on the north side of the

Poor valley Bridge in the said Poor valley, about
14 or 15 miles north east from Juncosville

Your Orator states that his said judgment at law
operates as a lien on said land, and were it not
that there are many judgments older in point of time
against J. H. Scott than your Orator, his said real
estate would in the course of five years amply
pay your Orator's said judgment but inasmuch
as it is with prior liens, your Orator alleges that
the rents and profits thereof will not in five years
time pay his said judgment

Your Orator is advised that it is the duty, and
the pleasure of Courts of equity to enforce liens like
this by decreeing said land to be sold to pay the same
and to obtain that relief is the object of this bill;

The premises considered Your Orator prays that
the said James C. Scott and John H. Scott be made
the parties defendant to this bill and be required to
answer the same fully on oath, and on a hearing
thereof said real estate be decreed to be sold to pay
your Orator's said judgment and he prays for all
general relief; May the Court cause this writ of
Spc issue directed to Jno M Morgan:
P. J.

C 7.02 5 June 1888
 S 50.
 A 15.00
 Add C 2.92
 \$ 25.44

William S. Hickam

vs. $\frac{2}{3}$ Bill to Enfr. lin off prop.

J. C. & J. W. Scott.

1886 Feby Bill filed Sp 10
 Exec & Decree nisi.

" March D. nisi Confirmed
 + Cause set for hearing

1887 Aug & Nov. Court'd

1888 Court'd

1889 "

1890 "

1891 March Court'd

" Aug Dismissed
 by Plaintiff.

C 10.30
 S 50.
 A 15.00
 25.80

Wm S. Hickam

Pff

vs.

J. C. of W. Scott.

Def

In Chy

Upon calling this cause at the present term, it was announced at the bar by the plaintiffs attorney that the judgment to enforce which this suit was brought, had been fully paid. It is therefore adjudged ordered and decreed that the parties be hence discharged and the cause stricken from the docket.

W. S. Hackman

25 { Descriptive

J. C. + J. W. Scott

Entered Chex 083

page 353. Sept. 3/1891.

J. A. S. Hyatt ©

Enter this

Sept 4 1891

H. A. M.

John M. Morgan,
ATTORNEY-AT-LAW.

W. S. Hickman }
vs
J. C. & J. W. Scott } Leesgonesville, Va., Sept 7th 1891

This cause came on this day to be heard
upon Bill & proceedings therein, ^{mentioned} and was argued by
counsel and it appearing that all the matters in
cause are finally settled it is therefore ordered
adjudged and decreed that said cause may be
stricken from the docket

W. S. Hickman
vs
J. G. & J. W. Smith

Entered this
Sept 4th 1891.

Wm. S. Hickam

vs.

J. L. of W. Scott.

Plff

In Chy

Defts

This ^{cause} came on this day to be heard on the bill of the Plff and exhibits therewith taken for confessed by the defendants, and was argued by counsel. On consideration thereof It is adjudged Ordered and decreed that the plaintiff recover against said depts the sum of \$85.57 with legal interest on \$84.07 thereof from the 20 day of Decr. 1886 till paid and the costs of this suit. And it is further adjudged that the plaintiff has a lien on the real estate of Deft J. W. Scott for said sum of Money & that the same is liable to be sold to pay the same, but the Plff being now willing to take a deed for venting the same, now unless the sum above decreed the Plff be paid him within 20 days from the rising of the court. Then said real estate is ordered to be recited out at public outcry to the highest bidder at the front door of the Court House on some court day, for the shortest space of time that the same will yield the requisite sum, but before doing so, 30 days ^{notice} shall be given showing times terms and place of sale, at said venting so much cash as will pay the costs of suit and sale shall be required to be paid in hand and the residue shall be paid annually with interest from day of sale, and the lessee required to give bond with approved security for the deferred payments. And John M. Morgan is appointed a special Com. to execute this decree who before doing so is required to execute bond with security before the clerk of this court in the sum of \$200- with condition to ~~pay~~ account for all Money he may receive in the cause. He will report his action to the court and the cause is continued.

Wm. S. Hickam

27 } Dec. No 1

J. C. & J. W. Scott

Entered pages 97 + 8

C.O.B. No. 3.

J. C. & J. W. Scott & Co.

Enter this
Dec. 8 1887
H. S. K. M.

VIRGINIA, Lee County - To: Wm

to *J. G. Peters*

Constable of Said County:

I HEREBY COMMAND YOU TO SUMMON

found in your District, to appear at

J. C. & J. W. Scott
John Riddle

in said County, on the *23* day of *Oct* 188*6*

if to be

before me or such other Justice of said County, as may then be there to try this Warrant: to answer the complaint of

Wm. Shickman and upon a claim for money not exceeding \$100 00, exclusive of interest, to wit: for the sum of \$*840* due by *note*. And then and there make return of this Warrant Given under my hand, the *7th* day of *October* 188*6*

J. G. Peters J. P.

William Shickman
AGAINST

J. C. & John W. Scott

On the *23rd* day of *Oct*

188*6*,

In debt,

At

John Riddle

in said County.

JUDGMENT, That the Plaintiff recover of the Defendant, \$*840* with interest thereon from the *20th* day of

December 188*6* till paid: and \$*140* for costs

John Riddle

J. P.

VIRGINIA, Lee County - To: Wm

J. G. Peters

Constable of said County

I command you, in the name of the Commonwealth of Virginia, that of the goods and chattles of

J. C. & John

in your county, you cause to be made the sum of \$*840* with interest thereon from the *20th* day of *December*

188*6* till paid: which *Wm. Shickman* has recovered before me in a warrant in debt' and also

the sum of \$*140* which were adjudged to be said *Wm. Shickman* for costs in prosecuting

said warrant. Given under my hand the *23rd* day of *October* 188*6*.

John Riddle

J. P.

Wm. S. Hickman
& son } Warrant

J. B. & J. W. Scott

Created the
7 day of October
1886.

J. G. Patterson Clerk

no property found
to satisfy the title
of the 1st
of the 1886

Decided the 1st of
the 1886.
(A) Clerk.

1887

Feby Rules

William S. Hickman

To L. C. Flanary Deputy Sheriff of Lee County;
Virginia. Dr.

To serving two copies of a writ in
the Chancery Court of yourself against
J. W. and J. C. Scott \$1.00

Received payment, L. C. Flanary S.S. for
R. D. Flanary S. L. C.

W. S. Hickam

Zofo hill #1⁴⁰

L. C. Flannery
D. S.

The Commonwealth of Virginia,

To the Sheriff of LEE COUNTY--Greeting:

WE COMMAND YOU to summon

James E. Scott
and John W. Scott

to appear at the Clerk's office of the Circuit Court of Lee County, at the Court House
on the first Monday in *February* next, being Rule Day, to answer a
Bill in Chancery exhibited in our Court against *them*, by

W. S. Hickman

And have then and there this Writ. Witness, J. A. G. HYATT, Clerk of our said
Court, at the Court House, this *24th* day of *January* 188*7* in
the 1*1* year of the Commonwealth.

J. A. G. Hyatt Clerk.

A Copy Teste:

G. M. M.

W. S. Hickam

vs $\frac{1}{2}$ Spain Choy

J. C. & J. W. Scott

For February Rules 1887

Presented by delivering
office copies of this
Spa to John W. Scott
one for himself and
one for J. C. Scott &
by reading & explaining
the same to him, he the
said John W. Scott being
then & there a member
of the family of said
J. C. Scott, the said J. C.
Scott not being found
at his usual place of abode

& C. Honory Deputy
for C. D. Flanagan & Co.